

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 03/31/2020

-----X  
ANDREW SNITZER and PAUL LIVANT, :  
individually and as representatives of a class of :  
similarly situated persons, on behalf of the :  
American Federation of Musicians and Employers' :  
Pension Plan, :

Plaintiffs, :

-against- :

THE BOARD OF TRUSTEES OF THE :  
AMERICAN FEDERATION OF MUSICIANS :  
AND EMPLOYERS' PENSION FUND, THE :  
INVESTMENT COMMITTEE OF THE BOARD :  
OF TRUSTEES OF THE AMERICAN :  
FEDERATION OF MUSICIANS AND :  
EMPLOYERS' PENSION FUND, RAYMOND M. :  
HAIR, JR., AUGUSTIN GAGLIARDI, GARY :  
MATTS, WILLIAM MORIARITY, BRIAN F. :  
ROOD, LAURA ROSS, VINCE TROMBETTA, :  
PHILLIP E. YAO, CHRISTOPHER J.G :  
BROCKMEYER, MICHAEL DEMARTINI, :  
ANDREA FINKELSTEIN, ELLIOT H. GREENE, :  
ROBERT W. JOHNSON, ALAN H. RAPHAEL, :  
JEFFREY RUTHIZER, BILL THOMAS, :  
MAUREEN B. KILKELLY, and DOES NO. 1-6, :  
WHOSE NAMES ARE CURRENTLY :  
UNKNOWN, :

Defendants. :

-----X

17-CV-5361 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS the parties have submitted a settlement agreement for preliminary approval;


WHEREAS the parties propose to certify a settlement class consisting of 114,285  
members, of which 21,881 members have no known postal or email address, Settlement  
Agreement (Dkt. 139-1) § 3.3; and

WHEREAS the parties propose to notify those 21,881 class members by posting the relevant documents on a website, *id.*;

IT IS HEREBY ORDERED that the parties must jointly submit a supplemental memorandum of law, no later than **April 17, 2020**, explaining why the posting of the settlement documents on a website constitutes adequate notice for those 21,881 class members. The memorandum must also discuss alternative or supplemental methods of notice.

**SO ORDERED.**

**Date: March 31, 2020**  
**New York, New York**

  
\_\_\_\_\_  
**VALERIE CAPRONI**  
**United States District Judge**